



Thursday, September 28, 2006

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**Neighborhood Planning & Zoning  
RECOMMENDATION FOR COUNCIL ACTION**

**ITEM No. 21**

**Subject:** Approve an amendment to Ordinance 20060608-120, relating to temporary regulations for a mobile food establishment, to extend the expiration date of the ordinance; and to provide for emergency passage.

**For More Information:** Greg Guernsey, 974-2387.

**Prior Council Action:** 4/20/06 - Council initiated an ordinance related to mobile food establishments. 6/8/06 - Council approved an interim ordinance on mobile food establishments, and directed the Planning Commission to make a recommendation regarding the appropriate buffer between a mobile food establishment and a residential use. 8/31/06 - Council approved first reading of an ordinance related to mobile food establishments with amendments, and directed staff to bring back an extension to the interim ordinance on September 28, 2006 in the event a new ordinance is not approved prior to that date.

**Additional Backup  
Material**

(click to open)

**Ordinance**

On June 8, 2006, the City Council approved Ordinance No. 20060608-120 that established temporary regulations for mobile food establishments. This ordinance expires on September 29, 2006.

On August 31, 2006, the City Council approved first reading of a new ordinance establishing permanent regulations, and directed the staff to investigate the impact of the new ordinance on the various groups of vendors and report back to Council on September 28, 2006. The Council also directed staff to bring back an extension of the temporary regulations in the event the ordinance establishing permanent regulations was not approved prior to September 28, 2006.

In a related item on this agenda, Council will consider final approval of an ordinance establishing permanent regulations.

This action will extend the interim ordinance until October 27, 2006.

ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE EXTENDING THE EXPIRATION DATE OF ORDINANCE  
2 NO. 20060608-120, RELATING TO MOBILE FOOD ESTABLISHMENTS; AND  
3 PROVIDING FOR EMERGENCY PASSAGE.  
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5 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:  
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7 PART 1. Part 6 of Ordinance No. 20060608-120 is amended to read:  
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9 PART 6. This ordinance expires on October 27, 2006 [~~September 29, 2006~~].  
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11 PART 2. The Council finds that the need to maintain temporary regulations relating to  
12 the operation of a mobile food establishment until permanent regulations become  
13 effective constitutes an emergency. Because of this emergency, this ordinance takes  
14 effect immediately on its passage for the immediate preservation of the public peace,  
15 health and safety.  
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17 PASSED AND APPROVED  
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2006

Will Wynn  
Mayor

ATTEST:

Shirley A. Gentry  
City Clerk

APPROVED: David Allan Smith  
City Attorney